

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

NOVO NORDISK INC.

Plaintiff,

v.

DCA PHARMACY,

Defendant.

Case No. 3:23-cv-00668

Judge Waverly D. Crenshaw, Jr.

Magistrate Judge Jeffery S. Frensley

**DEFENDANT DCA PHARMACY, INC.'S MOTION FOR  
JUDGMENT ON THE PLEADINGS**

Comes now Defendant, DCA Pharmacy, Inc., by and through its attorneys, and moves the Court for Judgment on the Pleadings pursuant to Fed. R. Civ. P. 12(c) on the ground that Plaintiff's, Novo Nordisk, sole cause of action is preempted by Federal law. A Memorandum of Law is filed herewith in support of this motion.

Respectfully submitted,

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**CERTIFICANT OF SERVICE**

This is to certify that on August 20, 2024, a copy of the foregoing was filed with the Court's electronic filing system which will automatically notify and send a copy of the filing to:

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